

Introduced by Senator Cox

February 8, 2006

An act to amend Section 20114 of the Public Contract Code, relating to local agency contracts.

LEGISLATIVE COUNSEL'S DIGEST

SB 1255, as introduced, Cox. Local agencies: contracts.

Exiting law permits the governing board of any school district to make repairs, alterations, additions, or painting, repainting, or decorating upon school buildings, repair or build apparatus or equipment, make improvements on the school grounds, erect new buildings, and perform maintenance by day labor, or by force account, whenever the total number of hours on the job does not exceed 350 hours. Existing law also permits the governing board of any school district having an average daily attendance of 35,000 or greater to take similar actions wherever the total numbers of hours on the job does not exceed 750 hours or whenever the total cost of material does not exceed \$21,000.

This bill would allow school districts having an average daily attendance of 34,999 or fewer to use this provision without the total number of hours condition and would provide that school districts having an average daily attendance of 35,000 or greater may perform the same activities consistent with the current conditions of law.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 20114 of the Public Contract Code is
2 amended to read:

1 20114. (a) In ~~each~~ *any* school district *having an average*
2 *daily attendance of 34,999 or fewer*, the governing board may
3 make repairs, alterations, additions, or painting, repainting, or
4 decorating upon school buildings, repair or build apparatus or
5 equipment, make improvements *or repairs* on the school
6 grounds, erect new buildings, and perform maintenance as
7 defined in Section 20115 by day labor; or by force account;
8 ~~whenever the total number of hours on the job does not exceed~~
9 ~~350 hours. Moreover, in~~ *In* any school district having an average
10 daily attendance of 35,000 or greater, the governing board may;
11 ~~in addition, make repairs to school buildings, grounds, apparatus,~~
12 ~~or equipment, including painting or repainting, alterations,~~
13 ~~additions, or painting, repainting, or decorating upon school~~
14 ~~buildings, repair or build apparatus or equipment, make~~
15 ~~improvements or repairs on school grounds, erect new buildings,~~
16 and perform maintenance, as defined in Section 20115, by day
17 labor or by force account whenever the total number of hours on
18 the job does not exceed 750 hours, or when the cost of material
19 does not exceed twenty-one thousand dollars (\$21,000).
20 (b) For purposes of this section, day labor shall include the use
21 of maintenance personnel employed on a permanent or
22 temporary basis.